

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
Abingdon Division**

CHARLES HOOFNAGLE

Plaintiff

v.

Civil Action No: 1:15-CV-00008

SMYTH-WYTHE AIRPORT COMMISSION

Serve: Curtis Pennington
Chairman of the Commission
148 Hiler Bridge Road
Chilhowie, VA 24319

CURTIS PENNINGTON, Chairman
In his official capacity
Serve: 148 Hiler Bridge Road
Chilhowie, VA 24319

WILSON L. LEONARD, Former Chairman
In his individual and official capacities
Serve: 525 Saint James Rd.
Chilhowie, VA 24319

DONALD E. ELMORE, Vice-Chairman
In his individual and official capacities
Serve: 4267 Peppers Ferry Road
Wytheville, VA 24382

JOHN R. BENHAM, Treasurer
In his individual and official capacities
Serve: 5265 Century Ct.
Wytheville, VA 24382

FRANKLIN P. SLAVIN, JR.
In his individual and official capacities
Serve: 690 Old King Road
Rural Retreat, VA 24368

SCOTT FREEMAN)
In his individual and official capacities)
Serve: 840 E. Hungry Mother Dr.)
Marion, VA 24354)
)
MIKE EDWARDS)
In his individual and official capacities)
Serve: 8223 Lee Highway)
Rural Retreat, VA 24368)
)
WILLIAM T. DUNGAN)
In his individual and official capacities)
Serve: 8223 Lee Highway)
Rural Retreat, VA 24368)
)
Defendants).

JOINT STIPULATION OF DISMISSAL WITH PREJUDICE

It is hereby stipulated by the Plaintiff and by the Defendants, by counsel, that all issues between them in this case have been compromised and settled. Accordingly the parties have agreed that this case shall be dismissed with prejudice.

THE PARTIES THEREFORE STIPULATE AND AGREE, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), that this matter is hereby dismissed with prejudice.

Respectfully Submitted,
Plaintiff and Defendants
By Counsels

AGREED:

/s/Richard F. Hawkins, III
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Co-counsel for Defendants Leonard, Slavin, and Dungan

/s/Henry S. Keuling-Stout

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Co-counsel for Smyth-Wythe Airport Commission,

Curtis Pennington, Wilson L. Leonard, John Benham

Donald E. Elmore, Franklin P. Slavin, Jr., Scott Freeman,

Mike Edwards, and William T. Dungan

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